



MINUTES OF THE ORDINARY MEETING OF THE QUEANBEYAN-PALERANG REGIONAL COUNCIL held at the Council Chambers, 10 Majara Street, Bungendore on Wednesday, 25 October 2017 commencing at 5.30pm.

ATTENDANCE

Councillors: Cr Overall (Chair), Crs Biscotti, Bray, Brown, Harrison, Hicks, Marshall, Noveska, Schweikert and Taylor.

Staff: P Tegart, Interim General Manager; M Thompson, Portfolio General Manager Natural and Built Character; P Hansen, Portfolio General Manager Community Connections; J Richards, Portfolio General Manager Community Choice; P Spyve, Acting Portfolio General Manager Organisation Capability and S Taylor, Service Manager Finance.

Also Present: W Blakey (Clerk of the Meeting) and L Ison (Minute Secretary).

1. APOLOGIES

298/17

RESOLVED (Taylor/Schweikert)

That the apology for non-attendance from Cr Winchester be received and leave of absence be granted.

The resolution was carried unanimously.

2. DISCLOSURES OF INTERESTS

299/17

RESOLVED (Taylor/Bray)

That Councillors and staff now disclose any interests and reasons for declaring such interest in the matters under consideration by Council at this meeting.

The resolution was carried unanimously.

The Mayor advised that Mr Peter Tegart declared an interest in an item of business and, together with all staff, will leave the meeting room while the relevant item is considered.

Mr Peter Tegart (Interim General Manager): Declared a pecuniary interest for Item 15.3 - Contract Renewal - General Manager, Queanbeyan-Palerang Regional Council, as he is the Interim General Manager seeking to extend his contract.

3. CONFIRMATION OF MINUTES

3.1 Minutes of the Ordinary Meeting of Council held on 27 September 2017

300/17

RESOLVED (Taylor/Noveska)

That the minutes of the Ordinary meeting of Council held in the Queanbeyan Council Chambers on Wednesday 27 September 2017, be confirmed subject to the following amendment:

- Resolution No. 271/17 was seconded by Cr Schweikert (not Cr Hicks)

The resolution was carried unanimously.

3.2 Minutes of the Planning and Strategy Committee of the Whole held on 11 October 2017

301/17

RESOLVED (Harrison/Hicks)

That the minutes of the Planning and Strategy Committee of the Whole held in the Queanbeyan Council Chambers on Wednesday 11 October 2017, be confirmed.

The resolution was carried unanimously.

4. PRESENTATIONS FROM THE GALLERY RELATING TO LISTED ITEMS ON THE AGENDA AND PETITIONS

Council's Sustainability Officer, Mr Shlomi Bonet, presented Council with the Infrastructure Sustainability Council of Australia IS Impact Award 2017 for Queen Elizabeth 2 Park.

The following presenters were heard:

Anne Greenaway - Item 8.1 - Public Exhibition of Draft Community Strategic Plan

302/17

RESOLVED (Taylor/Schweikert)

That Ms Greenaway be granted an extension of three minutes to speak.

The resolution was carried unanimously.

Dianna Barnes - Item 8.4 - Licence Agreement - Googong Residents Association Community Garden at 44 Helen Circuit Googong.

Greg Nye – Referred to two items that were not on the agenda for this meeting and then withdrew his request to speak to two more items when the Mayor advised that the matters he was referring to had been dealt with on a previous agenda.

Anthony Goonan - Item 8.8 - Digital Economy and Smart Community Strategy

303/17

RESOLVED (Taylor/Schweikert)

That Mr Goonan be granted an extension of two minutes to speak.

The resolution was carried unanimously.

A petition from Sandra Young for 'Greater Transparency in Community Dealings' was tabled.

5. MAYORAL MINUTES

5.1 Civic Reception - RFS Brigades and Carwoola Bushfire Appeal Panel

304/17

RESOLVED (From the Chair)

That in respect of the Carwoola and Currandooley bushfires, the Council agree to host a Civic Reception on Thursday 23 November 2017 to acknowledge the efforts of the local RFS brigades and Carwoola Bushfire Appeal Panel.

The resolution was carried unanimously.

6. NOTICES OF MOTIONS OF RESCISSION

6.1 Delegates - Sports Council

MOVED (Bray/Taylor)

That Council rescind Resolution PLA 292/17 (Draft Minutes – Planning and Strategy Committee of the Whole 11 October 2017):

“That:

1. Three Councillor delegates be on the Sports Council.
2. Cr Winchester be appointed as Chair of Council.”

Procedural Motion

MOVED (Brown/Noveska)

That due to the absence of Cr Winchester, Council defer this item of business to the next Planning and Strategy Committee of the Whole meeting.

The motion (of Crs Brown and Noveska) was PUT and LOST.

For: Crs Brown, Harrison, Marshall and Noveska

Against: Crs Biscotti, Bray, Hicks, Overall, Schweikert and Taylor

The motion (of Crs Bray and Taylor) was PUT and CARRIED.

305/17

RESOLVED (Bray/Taylor)

That Council rescind Resolution PLA 292/17 (Draft Minutes – Planning and Strategy Committee of the Whole 11 October 2017):

“That:

1. Three Councillor delegates be on the Sports Council.
2. Cr Winchester be appointed as Chair of Council.”

For: Crs Biscotti, Bray, Hicks, Overall, Taylor and Schweikert
Against: Crs Brown, Harrison, Noveska and Marshall (did not vote)

7. NOTICES OF MOTIONS

7.1 Delegates - Sports Council

306/17

RESOLVED (Bray/Taylor)

That:

1. Three Councillor delegates be on the Sports Council.
2. The position of Chair of the Sports Council be rotated between the three Councillor delegates for each meeting.

For: Crs Biscotti, Bray, Harrison, Hicks, Overall, Schweikert and Taylor
Against: Crs Brown, Noveska and Marshall (did not vote)

7.2 Yass Road Speed Camera

307/17

RESOLVED (Brown/Schweikert)

That Council investigate safety concerns associated with the signalised pedestrian crossing on Yass Road and provide a report to Council detailing appropriate treatments to reduce the identified risk.

The resolution was carried unanimously.

7.3 Police Citizens Youth Club (PCYC) for Queanbeyan

308/17

RESOLVED (Brown/Noveska)

That Council liaise with NSW Police and receive a report on the proposed Queanbeyan based Police Citizens Youth Club (PCYC).

The resolution was carried unanimously.

8. DETERMINATION REPORTS

8.1 Public Exhibition of Draft Community Strategic Plan

309/17

RESOLVED (Hicks/Marshall)

That Council:

1. Note the draft Community Strategic Plan 2018-2028.
2. Place the document on exhibition to seek community comment on its contents and for these to be reported back to Council for the Plan’s final endorsement.
3. Publish the 2016 community satisfaction survey.

The resolution was carried unanimously.

310/17 **8.2 Contract 10009151 - Tender for the Design and Construction of a 0.5ML Reservoir at Captains Flat**

RESOLVED (Harrison/Marshall)

That Council:

1. Accept the tender from SRG Civil Pty Ltd for the design and construction of a 0.5ML glass fused steel panel reservoir at Captains Flat for the lump sum price of \$549,502 (including GST).
2. Approve a total budget of \$655,550 to construct the Captains Flat reservoir.

The resolution was carried unanimously.

311/17 **8.3 Tender Assessment CW6-2017 - Horizontal Grinder**

RESOLVED (Harrison/Schweikert)

That:

1. Council accept the tender from Lincom Pacific Equipment Pty Ltd for the sum of \$1,028,500 (including GST).
2. Once the new unit is received and is operational, Council sell the existing mulcher through public auction conducted by a reputable auctioneer.

The resolution was carried unanimously.

312/17 **8.4 Licence Agreement - Googong Residents Association Community Garden at 44 Helen Circuit Googong**

RESOLVED (Biscotti/Taylor)

That:

1. Council confirm the issue of a Licence Agreement with the Googong Residents Association for a Community Garden at 44 Helen Circuit, Googong (Lot 1365 DP 1217419) for a five-year term commencing 01 August 2017 in accordance with the standard template and the additional conditions as outlined in the report.
2. Residents who have objected to the issue of the Licence Agreement be advised of this decision.

The resolution was carried unanimously.

8.5 Dedication of Laneways in Deposited Plan 8456 West Queanbeyan

313/17

RESOLVED (Taylor/Bray)

That:

1. Council support in principle the dedication of all 12 laneways in Deposited Plan 8456 Queanbeyan as public road.
2. The proposal be advertised in a locally circulating newspaper and that the adjoining property owners be advised of this proposal.
3. If no adverse response is received, the application be progressed in accordance with sections 16 & 17 of the *Roads Act 1993*.
4. If objections to the proposal are received, the matter again be considered by the Council.

The resolution was carried unanimously.

8.6 Riverfest Event

314/17

RESOLVED (Taylor/Noveska)

That Council:

1. Note the reasons for withdrawing Riverfest from the 2017 Events Calendar.
2. Review the continuation of Riverfest and the location of the Queanbeyan Christmas party in line with the Strategy for Events to be workshopped and presented to Council early in 2018.

The resolution was carried unanimously.

8.7 Exemption for Alcohol Free Zone - Queanbeyan Community Christmas Party

315/17

RESOLVED (Brown/Noveska)

That Council approve the suspension of the Alcohol Free Zone in Queen Elizabeth II Park on Saturday 9 December 2017 from 6.00 – 9.30pm.

For: Crs Bray, Brown, Harrison, Hicks, Marshall, Noveska, Overall and Schweikert

Against: Crs Taylor and Biscotti (did not vote)

8.8 Digital Economy and Smart Community Strategy

316/17

RESOLVED (Schweikert/Harrison)

That Council:

1. Note and receive the Community Engagement Summary Report.
2. Endorse the Digital Economy and Smart Community Strategy.

The resolution was carried unanimously.

- 317/17 **8.9 Draft Related Party Disclosures Policy**
RESOLVED (Bray/Marshall)
That Council adopt the draft Related Party Disclosure Policy in line with the requirement of Accounting Standard AASB 124.

The resolution was carried unanimously.
- 318/17 **8.10 QPRC Procurement Policy**
RESOLVED (Brown/Noveska)
That Council adopt the QPRC Procurement Policy.

The resolution was carried unanimously.
- 319/17 **8.11 QPRC Media Policy and Social Media Policy**
RESOLVED (Schweikert/Brown)
That Council defer this item to a workshop to reconsider the inclusion of proposed amendments.

The resolution was carried unanimously.
- 320/17 **8.12 QPRC Health Safety Environmental and Quality (HSEQ) Policy**
RESOLVED (Brown/Bray)
That Council adopt the draft Health Safety Environment and Quality (HSEQ) Policy.

The resolution was carried unanimously.
- 321/17 **8.13 Request for Sponsorship - National Indigenous Touch Football Knockout**
RESOLVED (Taylor/Schweikert)
That Council:
 1. Advise the National Indigenous Touch Football Knockout coaches that, while their event has merit, Council is unable to provide sponsorship for the 2017 Knockout on this occasion for the following reasons:
 - a. their application needs to be considered within Council's annual community grant funding round, rather than as a one-off application prior to that round;
 - b. all applications for community grant funding should be submitted in accordance with the provisions of Part 5 – Category A of the QPRC Donations Policy.
 2. Encourage the National Indigenous Touch Football Knockout coaches to consider submitting an application in the 2018 community grant funding program, to be advertised early in 2018.
The resolution was carried unanimously.

8.14 Bungendore Quilters Inc. Cultural Arts Assistance Scheme Application

322/17

RESOLVED (Schweikert/Taylor)

That Council approve the allocation of a grant of \$1,500 from the Cultural Arts Assistance Scheme to the Bungendore Quilters Inc. to assist in the presentation of their annual exhibition event in the Bungendore War Memorial Hall, 25-26 November 2017.

The resolution was carried unanimously.

8.15 Investment Report - September 2017

323/17

RESOLVED (Schweikert/Biscotti)

That Council:

1. Note the investment income for September 2017 is \$398,838 bringing the total interest earned on Cash and Cash Equivalent Investments for the 2017/18 Financial Year to \$1,157,352 which is \$107,352 above the year to date budget.
2. Note the investment portfolio have been made in accordance with the Local Government Act 1993, the Local Government General Regulations.
3. Note the investment portfolio became non-compliant with the QPRC Investment Policy since the May 2017 downgrading of Bank of Queensland.
4. Restrict any further investment of BBB+ and below rated deposits until the BBB+ and below category meets the required Investment Policy guidelines.
5. Adopt the Investment Report for the month of September 2017.

The resolution was carried unanimously.

8.16 Register of Declarations of Pecuniary Interests and Other Matters

324/17

RESOLVED (Taylor/Bray)

That in accordance with s.450A of the *Local Government Act 1993*, the register of annual returns of disclosures of interest and other matters by designated staff for the period ending 30 June 2017 be tabled.

The resolution was carried unanimously.

8.17 Councillors' Questions

325/17

RESOLVED (Schweikert/Taylor)

That Council note the responses to Councillors' questions.

The resolution was carried unanimously.

9. INFORMATION REPORTS

9.1 TechnologyOne Contract

326/17

RESOLVED (Marshall/Harrison)

That the report be received for information.

The resolution was carried unanimously.

327/17

RESOLVED (Schweikert/Taylor)

That Items 9.2 to 10.2 be considered together.

The resolution was carried unanimously.

9.2 Royalla Common s.355 Committee minutes

328/17

RESOLVED (Schweikert/Taylor)

That Council note the minutes of the Royalla Common s.355 Committee's meetings held on 19 June, 19 July and 16 August, and the Annual General Meeting on 20 September 2017.

The resolution was carried unanimously.

9.3 Wamboin Hall Management s.355 Committee minutes

329/17

RESOLVED (Schweikert/Taylor)

That Council note the minutes of the Wamboin Hall Management s.355 Committee's Annual General Meeting and Committee meeting held on 26 September 2017 and the 2017 Financial Report.

The resolution was carried unanimously.

9.4 Braidwood Recreation Ground s.355 Committee Minutes

330/17

RESOLVED (Schweikert/Taylor)

That Council note the minutes of the Braidwood Recreation Ground s.355 Committee's meeting held on 2 August 2017.

The resolution was carried unanimously.

9.5 Bungendore War Memorial s.355 Committee Minutes

331/17

RESOLVED (Schweikert/Taylor)

That Council note the minutes of the Bungendore War Memorial s.355 Committee meeting held on 6 July 2017.

The resolution was carried unanimously.

10. COMMITTEE REPORTS

10.1 The Q Board Meeting - July 2017

332/17

RESOLVED (Schweikert/Taylor)

That Council:

1. Note the minutes of The Q Board held on 29 May 2017.
2. Adopt recommendations TBQ 22/17 to TBQ 23/17 from the meeting held on 24 July 2017.

TBQ 22/17 That the Board resolution outcome report be received for information.

TBQ 23/17 That the Reports One through Six be received for information.

The resolution was carried unanimously.

10.2 The Q Board Meeting - September 2017

333/17

RESOLVED (Schweikert/Taylor)

That Council:

1. Note the minutes of The Q Board held on 24 July 2017.
2. Adopt recommendations TBQ 24/17 to TBQ 25/17 from the meeting held on 25 September 2017.

TBQ 24/17 That the Board resolution outcome report be received for information.

TBQ 25/17 That the Reports One through Six be received for information.

The resolution was carried unanimously.

11. DELEGATES' REPORTS

Nil

12. RESPONSES TO COUNCILLORS' QUESTIONS

This item of business was dealt with in earlier business.

13. COUNCILLORS' QUESTIONS FOR NEXT MEETING

This item of business was dealt with later in the meeting.

14. NOTICE OF INTENTION TO DEAL WITH MATTERS IN CLOSED SESSION

At this stage of the proceedings, Cr Overall advised that there were items on the Agenda that should be dealt with in Closed Session.

In accordance with Clause 59.6 of the Council's Code of Meeting Practice, Cr Overall then asked if there were any presentations as to why the matters listed below should not be dealt with in Closed Session.

PRESENTATIONS

There were no presentations.

334/17

RESOLVED (Marshall/Harrison)

That pursuant to Section 10A of the *Local Government Act, 1993*, the following items on the agenda for the Ordinary Council meeting be dealt with in Closed Session for the reasons specified below:

Item 15.1 Writing Off Water Usage Accounts Due to Undetected Leaks

"Item 15.1 is confidential in accordance with s10(A) (b) of the Local Government Act 1993 because it contains discussion in relation to the personal hardship of a resident or ratepayer and discussion of the matter in an open meeting would be, on balance, contrary to the public interest.

Item 15.2 Quarterly Legal Update - October 2017

"Item 15.2 is confidential in accordance with s10(A) (g) of the Local Government Act 1993 because it contains advice concerning litigation, or advice that would otherwise be privileged from production in legal proceedings on the ground of legal professional privilege and discussion of the matter in an open meeting would be, on balance, contrary to the public interest.

Item 15.3 Contract Renewal - General Manager, Queanbeyan-Palerang Regional Council

"Item 15.3 is confidential in accordance with s10(A) (a) of the Local Government Act 1993 because it contains personnel matters concerning particular individuals (other than councillors) and discussion of the matter in an open meeting would be, on balance, contrary to the public interest.

The resolution was carried unanimously.

The meeting then moved into Closed Session at 7.20pm to discuss the matters listed above.

The meeting returned to Open Session at 7.45pm by virtue of Resolution No. 338/17 made in Closed Session.

The doors of the chamber were opened to allow the public to enter.

In accordance with Clause 253 of the *Local Government (General) Regulations 2005*, Cr Overall read out the decisions of Council made in Closed Session.

15.1 Writing Off Water Usage Accounts Due to Undetected Leaks

That Council write off a total of \$9,742.68 in water charges for the properties listed in the report.

15.2 Quarterly Legal Update - October 2017

That the Quarterly Legal Report be received for information.

15.3 Contract Renewal - General Manager, Queanbeyan-Palerang Regional Council

That Council:

1. Extend the current contract to a total of five years.
2. Sign a new contract of employment with Mr Peter Tegart as CEO/General Manager.
3. Note that the General Manager's Performance Review Committee will finalise a performance agreement with the CEO/General Manager within three months after the new contract commencement date.
4. Secure the services of Local Government Management Solutions to facilitate performance management and assessment and independent remuneration review.

Cr Schweikert raised a point of order stating the item for Councillors' questions had not been dealt with. The Mayor upheld the point of order and brought forward Item 13.

13. COUNCILLORS' QUESTIONS FOR NEXT MEETING

1. Cr Schweikert requested an update on two Development Applications for the Carrington Inn as the applicant expected they would be on the agenda for this meeting. The Portfolio General Manager Natural and Built Character advised the applications will be brought to Council at the next Planning and Strategy meeting on 8 November 2017.
2. Cr Schweikert requested an update on the Food and Farm Trail scheduled in Bungendore next year and advised that the applicant is Ms Jenny Curtis.
3. Cr Marshall referred to the seniors' housing development in King Street Bungendore (DA.2016.206) and the ongoing concern in the community about the contamination of the site and the removal of the contaminated soil and its destination. It is understood conditions in the development consent included testing and satisfactory results before proceeding. Cr Marshall requested Councillors be provided with a copy of the relevant test reports and he also requested consideration be given to releasing these to the community to allay concerns. The Portfolio General Manager Natural and Built Character advised a hard copy will be placed in the councillors room at Queanbeyan chambers.
4. Cr Marshall requested a copy of the report following the community consultation held in October 2016 on options for Foxlow Bridge.
5. Cr Marshall requested a briefing or report on the expenditure of the \$500,000 in Bungendore, \$500,000 in Braidwood, and the \$100,000 in Captains Flat for town beautification. Cr Marshall advised residents have not been able to identify any spending in Captains Flat. He further requested that, if there were any unallocated funds, the elected Council may be involved in allocating them.

The time being 7.52pm, Cr Overall announced that the Agenda for the meeting had now been completed.

**CR TIM OVERALL
MAYOR
CHAIRPERSON**